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COUNTY OF ALAMEDA
and JOHN P. WILLIAMS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PAMELA SAUCER BILBO,

Plaintiff,

v.

COUNTY OF ALAMEDA, CALIFORNIA,
CITY OF OAKLAND, CALIFORNIA,
INSPECTOR JOHN P. WILLIAMS, and DOES
1-25,

Defendants.

Case No. 3:17-cv-00932-JST

**STIPULATED REQUEST TO EXTEND
DEFENDANT WILLIAMS TIME TO RESPOND
TO FIRST AMENDED COMPLAINT AND TO
CONTINUE THE CASE MANAGEMENT
CONFERENCE AND ~~{PROPOSED}~~ ORDER**

Hon. Jon S. Tigar

Plaintiff PAMELA SAUCER BILBO and Defendants COUNTY OF ALAMEDA (the
“COUNTY”) and JOHN P. WILLIAMS (“WILLIAMS”), by and through their counsel of record, hereby
represent to the Court as follows:

WHEREAS, on February 23, 2017, Plaintiff filed her initial Complaint in the above captioned
matter.

WHEREAS, on April 5, 2017, the COUNTY filed a Motion to Dismiss Plaintiff’s Complaint.

1 WHEREAS, on April 17, 2017, Plaintiff filed a First Amended Complaint.

2 WHEREAS, on May 1, 2017, the COUNTY filed a Motion to Dismiss Plaintiff's First Amended
3 Complaint, contending that Plaintiff failed to state a claim against the COUNTY. The COUNTY's
4 motion is under submission and no hearing date is set for the motion

5 WHEREAS, on July 7, 2017, Plaintiff served her First Amended Complaint in the above
6 captioned action on Defendant WILLIAMS, requiring a response date of July 28, 2017.

7 WHEREAS, given that many of the legal arguments raised by the COUNTY in its motion to
8 dismiss overlap with legal arguments that would be asserted by WILLIAMS in his responsive pleading,
9 and because the COUNTY's motion is pending, the parties respectfully request that WILLIAMS be
10 granted an extension to file his responsive pleading, such that his initial responsive pleading in this
11 matter will be due the later of two weeks from the date of issuance of the Court's order on the
12 COUNTY's pending Motion to Dismiss or, if leave to amend is granted, two weeks from the date of the
13 filing of a second amended complaint. The parties believe deferring WILLIAMS' responsive pleading
14 until such time as an Order is received by this Court on the COUNTY's pending motion to dismiss and,
15 if applicable, a second amended complaint is filed, will avoid duplication and a waste of judicial time and
16 resources.

17 WHEREAS, deferring the date for WILLIAMS' responsive pleading will not alter the date of any
18 event or deadline already filed by the Court.

19 WHEREAS, on July 7, 2017, the case management conference (scheduled for July 12, 2017) was
20 continued to September 13, 2017.

21 WHEREAS, Michael Wenzel, lead trial counsel for the COUNTY and WILLIAMS, has a pre-
22 existing scheduling conflict on that date that requires him to be out of the Bay Area for a professional
23 obligation;

24 WHEREAS Plaintiff's counsel has no objection to continuing the conference to another date that
25 is convenient for the Court.

26 WHEREAS the parties respectfully request that the Court continue the currently scheduled case
27 management conference from September 13, 2017 to September 20, 2017 or the next available date that
28

1 is convenient for the Court.

2 For the good cause reasons stated above, the parties hereby stipulate and agree that WILLIAMS'
3 responsive pleading in this matter will be due the later of two weeks from the date of issuance of the
4 Court's order on the COUNTY's pending Motion to Dismiss or, if leave to amend is granted, two weeks
5 from the date of the filing of a second amended complaint.

6 It is so stipulated and agreed.

7
8 Dated: July 27, 2017

BERTRAND, FOX, ELLIOT, OSMAN & WENZEL

9
10 By: /s/Michael Wenzel
11 Michael C. Wenzel
12 Jashoda K. Kashyap
13 Attorneys for Defendants
COUNTY OF ALAMEDA and JOHN P. WILLIAMS

14 Dated: July 27, 2017

LAW OFFICE RICHARD SAX

15
16 By: /s/Richard Sax
17 Richard Sax
18 Attorneys for Plaintiff
PAMELA SAUCER BILBO

19 **ATTORNEY ATTESTATION**

20 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
21 conformed signature ("/s/") within this E-filed document or have been authorized by plaintiff's counsel
22 to show their signature on this document as /s/.

23
24 Dated: July 27, 2017

25 By: /s/Jashoda Kashyap
26 Jashoda K. Kashyap

27 **~~Proposed~~ ORDER**

1 GOOD CAUSE APPEARING THEREFORE, and the parties' having stipulated to the same, the
2 parties' stipulation is hereby APPROVED. The Court orders that WILLIAMS shall file a responsive
3 pleading by the later of two weeks from the date of issuance of the Court's order on the COUNTY's
4 pending Motion to Dismiss or, if leave to amend is granted, two weeks from the date of the filing of a
5 second amended complaint.

6 IT IS FURTHER ORDERED that the Initial Case Management Conference is continued to
7 September 20_____, 2017.

8 **IT IS SO ORDERED.**

9
10 Dated: July 31, 2017



JON S. TIGHE
United States District Court Judge